



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Attorney Docket No. 023533/0130

In re patent application of  
P. HERMONAT *et al.*

Group Art Unit: 1633

Serial No. 09/693,908

Examiner: B. Puri

Filed: October 23, 2000

For: ADENO-ASSOCIATED VIRUS AAV REP78 MAJOR REGULATORY PROTEIN  
MUTANTS THEREOF AND USES THEREOF

#901633  
DIA box 59  
1/17/02  
RECEIVED  
JAN 17 2002  
TECH CENTER 1600/2900

**RESPONSE TO COMMUNICATION AND SUBMISSION IN  
ACCORDANCE WITH 37 C.F.R. §§ 1.821-1.825**

Commissioner for Patents  
Washington, D.C. 20231  
**Box SEQUENCE**

Sir:

This communication is responsive to the Communication dated December 14, 2001, concerning the above-referenced patent application. We believe no fee is due. However, should such a request or any fee be deficient or absent, consider this paragraph such a request and authorization to charge the appropriate fee under 37 C.F.R. §§ 1.16 to 1.18 to Account No. 19-0741. Please amend the application as follows:

**In the Specification:**

**On page 8, delete the last full paragraph, and replace this paragraph with the following in accordance with 37 CFR §1.121. A marked up version showing changes is attached:**

a) The present invention further is directed to a regulatable element to which AAV Rep78 binds and controls, and a regulatable promoter containing this sequence that preferably includes nucleotides 14-56 as shown in Figure 2 (SEQ ID NO:4).

**On page 9, delete the second full paragraph, and replace this paragraph with the following in accordance with 37 CFR §1.121. A marked up version showing changes is attached:**